



Mark Lerner, Esq.  
Email: [mlerner@ssbb.com](mailto:mlerner@ssbb.com)  
Direct Dial: (212) 404-8714

230 Park Avenue  
11<sup>th</sup> Floor  
New York, NY 10169-0079  
(212) 818-9200  
(212) 818-9606 (Fax)

51 John F. Kennedy Parkway  
First Floor West  
Short Hills, NJ 07078-2713  
(973) 218-2509  
(973) 218-2401 (Fax)

[www.ssbb.com](http://www.ssbb.com)

May 28, 2019

Honorable Jesse M. Furman, U.S.D.J.  
United States District Court, Southern District of New York  
40 Centre Street, Room 2202  
New York, New York 10007

Re: *John Curtis Rice v. NBCUniversal Media, LLC*, No. 19 Civ. 447 (JMF)

Dear Judge Furman:

Pursuant to the court's order dated May 24, 2019, we respectfully submit the enclosed contemporaneous time records.

We note that there is a minor discrepancy in the amount as compared to the submission in the declaration of the undersigned dated May 16, amounting to \$68 or 0.1 hour of attorney time that has been removed from the time entry records.

Respectfully submitted,

/s/Mark Lerner\_\_\_\_\_

Mark Lerner

cc: Richard Liebowitz, Esq. (by email and ECF)

# Satterlee Stephens LLP

COUNSELLORS AT LAW

230 Park Avenue, Suite 1130

New York, NY 10169

TEL (212) 818-9200

FAX (212) 818-9606

Tax ID: 13-1810943

Billing through: May 16, 2019

NBCUniversal Media, LLC

			Hrs.
03/08/2019	MAL	(NBCUNI/Rice) Telephone conference with A. Jacobs; confer with A. David regarding next steps. .	0.30
03/11/2019	ALD	(Rice) Draft the Notices of Appearance for Alanna Newman and Mark Lerner and Draft the Rule 7.1 Corporate Disclosure Statement.	0.60
03/11/2019	ABN	[Rice] Reviewed complaint and related client correspondence; reviewed Judge Furman individual rules and practices; drafted letter motion to extend time to respond to Complaint and discussed with M. Lerner; reviewed draft 7.1 Corporate Disclosure Statement; coordinated filing notices of appearance, 7.1 Statement, and letter motion for extension; sent courtesy copy of letter motion to plaintiff's counsel.	2.10
03/13/2019	MAL	(Rice) Review correspondence from A. Jacobs; call with A. Jacobs regarding Rice case; review docket; instruct A. David on docketing.	0.30
03/14/2019	MAL	(Rice) Receipt and review of correspondence from A. Jacobs with proof of payment; call to R. Liebowitz.	0.10
03/18/2019	MAL	(Rice) Telephone conference with R. Liebowitz.	0.10
03/20/2019	ABN	[Rice] reviewed Polaris decision and related correspondence with client; research re evidentiary question in connection with summary judgment motion versus motion to dismiss and introduction of external evidence; discussed with M. Lerner.	2.70
03/26/2019	MAL	(Rice) Draft email to R. Liebowitz regarding dismissal; confer with A. Newman regarding answer.	0.10

03/29/2019	MAL	(Rice) Receipt and review of correspondence from mediation office; follow-up with R. Liebowitz regarding settlement or mediation date; Draft email to A. Jacobs; review and revise draft answer.	0.60
03/29/2019	ABN	(Rice) Drafted answer for Rice v. NBC and discussed with M. Lerner; reviewed related email correspondence with client and Southern District of NY mediation office.	1.30
04/01/2019	MAL	(Rice) Finalize answer in Rice.	0.10
04/01/2019	ABN	(Rice) Finalized draft answer in Rice v. NBC; related correspondence with M. Lerner; reviewed docket entry by mediation office in Rice v. NBC.	0.70
04/02/2019	ALD	(Rice) Update the docketing database with the Final Report of Mediator.	0.10
04/02/2019	MAL	(Rice) Attention to answer.	0.10
04/02/2019	ABN	(Rice) Coordinated filing of Rice answer.	0.10
04/03/2019	ALD	(Rice) Update the docketing database with the Answer to the Complaint.	0.10
04/16/2019	ALD	(Rice) Update the information within the docketing database with the Order Regarding Early Mediation and the Initial Pretrial Conference and accurately enter all deadlines.	0.20
04/24/2019	PSC	(Rice) Preparing pretrial conference letter and case management plan; circulating to client and plaintiff's counsel.	2.20
04/24/2019	MAL	(Rice) correspond with P. Chen regarding letter to judge in advance of preliminary conference; Review and revise draft letter and scheduling order; correspond with R. Liebowitz in response to purported day rate for plaintiff. .	0.40
04/25/2019	PSC	(Rice) Editing; finalizing and filing joint letter and case management plan.	1.10
04/25/2019	PSC	(Rice) Call with client re: possible Rule 11 motion.	0.50
04/25/2019	PSC	(Rice) Drafting letter to plaintiff re: amendment of complaint and license. .	1.00
04/25/2019	ALD	(Rice) File the Joint Pretrial Conference Letter and Proposed case management with court.	0.30
04/25/2019	MAL	(Rice) correspond with P. Chen; finalize letter to judge; review and revise letter to Liebowitz.	0.30
04/26/2019	PSC	(Rice) Editing and serving letter to plaintiff re: license and amendment of complaint.	0.40
04/26/2019	MAL	(Rice) Review and revise letter to Liebowitz regarding possible Rule 11.	0.10
04/29/2019	MAL	(Rice) Receipt and review of correspondence from R. Liebowitz; correspond with client regarding new settlement demand and next steps. .	0.10
04/30/2019	PSC	(Rice) discussion with M. Lerner re: case status.	0.30

04/30/2019	MAL	(Rice) Telephone conference with A. Jacobs; confer with P. Chen regarding next steps on possible Rule 11 motion; follow-up call with A. Jacobs. .	0.60
04/30/2019	MAL	(Rice) Lengthy telephone conference with R. Liebowitz regarding settlement.	0.40
05/01/2019	PSC	(Rice) Legal research on default term for copyright licenses. .	0.50
05/01/2019	MAL	(Rice) Correspond with R. Liebowitz regarding settlement and conference scheduling; correspond with Liebowitz regarding stipulation of dismissal.	0.20
05/01/2019	MAL	(Rice) Correspond with A. Jacobs regarding contemporaneous emails regarding license.	0.10
05/01/2019	MAL	(Rice) Prepare for preliminary conference.	0.70
05/02/2019	MAL	(Rice) Review submissions to court cancelling preliminary conference.	0.10
05/02/2019	MAL	(Rice) Review court order denying request to cancel conference.	0.10
05/02/2019	MAL	(Rice) Travel to and appear at court conference.	1.50
05/02/2019	MAL	(Rice) Telephone conference with A. Jacobs regarding outcome of conference and next steps.	0.20
05/02/2019	MAL	(Rice) Review Order to Show cause issued by Judge Furman.	0.10
05/10/2019	MAL	(Rice) Review Liebowitz declaration in response to order to show cause. .	0.20
05/13/2019	PSC	(Rice) Reviewing plaintiff's declaration in opposition to order to show cause why sanctions should be not be imposed; reviewing law on issues raised.	1.20
05/13/2019	MAL	(Rice) Research and review recent case law on sanctions and cases cited by plaintiff in response to order to show cause. .	0.80
05/13/2019	MAL	(Rice) Telephone conference with A. Jacobs regarding response to order to show cause.	0.20
05/13/2019	MAL	(Rice) Begin drafting declaration in response to R. Liebowitz submission on Order to Show Cause as to sanctions.	0.90
05/14/2019	PSC	(Rice) Revising declaration in support of order to show cause; reviewing law on issues.	1.70
05/14/2019	MAL	(Rice) Review and revise draft declaration in response to order to show cause.	0.30
05/15/2019	MAL	(Rice) Confer with accounting regarding billing records.	0.10
05/16/2019	MAL	(Rice) Finalize declaration in response to order to show cause based on client input.	0.20
05/16/2019	MAL	(Rice) Review, revise and finalize declaration in response to order to show cause.	0.70

Alanna B. Newman	ABN	390.00 /hr	6.90 hours	\$2,691.00
Alyssa L. David	ALD	180.00 /hr	1.30 hours	\$234.00
Mark A. Lerner	MAL	570.00 /hr	10.00 hours	\$5,700.00
Peggy S. Chen	PSC	445.00 /hr	8.90 hours	\$3,960.50
Total fees for this matter			27.10 hours	\$12,585.50